

American Electric Power

101A Enterprise Drive
PO Box 5190
Frankfort, KY 40602-5190
www.aep.com

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MAY 24 2004
PUBLIC SERVICE
COMMISSION

Ms. Elizabeth O'Donnell, Executive Director
Kentucky Public Service Commission
P. O. Box 615
Frankfort, KY 40602

21 May 2004

Dear Ms O'Donnell:

As directed by the Public Service Commission's Order in Case No. 2003-00135 dated April 25, 2003, we are attaching two copies of the Ordinance/Acceptance granting Kentucky Power Company d/b/a American Electric Power a twenty-year electric franchise in the city of Coal Run Village, Pike County, Kentucky.

If you have any questions, I can be reached at 502/696-7012.

Sincerely,

A handwritten signature in cursive script that reads "Judi Willis".

Judi Willis
Regulatory Consultant

Attachment

Cc: Hon. Mark R. Overstreet, Stites & Harbison (w/a)

ACCEPTANCE

RECEIVED
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PUBLIC SERVICE
COMMISSION

TO THE MAYOR AND CITY COMMISSION
OF THE CITY OF COAL RUN VILLAGE,
PIKE COUNTY, KENTUCKY

WHEREAS, on the 9th day of March, 2004, the City Commission
of the City of Coal Run Village, Pike County, Kentucky, passed
Ordinance 01 entitled:

ORDINANCE NO. 01

An Ordinance of the City Commission of the City of Coal
Run Village, Pike County, Kentucky, granting to
Kentucky Power Company, its successors and assigns, a
twenty (20) year franchise, privilege, right and
authority to acquire, maintain, construct and operate
in, above, under, across, and along the streets,
thoroughfares, alleys, sidewalks, bridges, public ways,
and other public places of the City of Coal Run
Village, Kentucky, and its successors and assigns,
lines, poles, and equipment for the transportation,
transmission and distribution of electric energy to the
City of Coal Run Village and the inhabitants thereof
and the persons and corporations beyond the limits
thereof for light, heat, power and other purposes and
for the transmission, transportation, and distribution
of same within, through or across said City.

WHEREAS, the undersigned, Kentucky Power Company, is willing
to accept said Ordinance granting said franchise in accordance
with the terms and conditions therein set forth.

NOW, THEREFORE, the said Kentucky Power Company hereby
assents to and accepts the terms and provisions of said Ordinance
and agrees to be bound and abide by said terms and provisions as
in said Ordinance set forth.

IN WITNESS WHEREOF, said Kentucky Power Company, a Kentucky
corporation, has caused its name to be hereunto affixed by its
President, its seal to be affixed and the same to be attested by

its Assistant Secretary on this the 7th day of

April, 2004.

KENTUCKY POWER COMPANY

BY

Timothy C. Mosher
TIMOTHY C. MOSHER,
AMERICAN ELECTRIC POWER,
KENTUCKY STATE PRESIDENT

ATTEST:

Errol K. Wagner

ERROL K. WAGNER,
ASSISTANT SECRETARY,
AEP - KENTUCKY

I, Debra J. Tackett, Clerk of the City of Coal Run
Village, Pike County, Kentucky, do hereby certify that the above
is a true copy of the Acceptance by Kentucky Power Company of an
electric franchise Ordinance passed by the City Council of said
City on the 9th day of March, 2004.

Received and filed this the 3 day of May,
4 2004.

2004.

juw
AEP

Debra J. Tackett
Debra Tackett
CITY CLERK
CITY OF COAL RUN VILLAGE,
PIKE COUNTY, KENTUCKY

(KPC83)

2nd Reading

Ordinance No. 01, _____, 2004.

The City Commission of the City of Coal Run Village, Pike County, Kentucky, does ordain as follows:

SECTION 1

The Kentucky Power Company d/b/a American Electric Power, its successors and assigns, hereinafter called grantee, is granted the franchise, privilege, right and authority to acquire, maintain, construct and operate in, above, under, across and along the public ways other public places (as the same now exist or may hereinafter be laid out) of the City of Coal Run Village, Pike County, Kentucky, lines, poles, and equipment for the transportation, transmission and distribution of electric energy, either by means of overhead or underground conductors, with all the necessary or desirable appurtenances for the purpose of supplying electric energy to said City and the inhabitants thereof, and the persons and corporations, beyond the limits thereof, for light, heat, power, and any other purpose or purposes for which electric energy is now or may hereafter be used, and for the transmission of the same within, through or across said City.

SECTION NO. 2

Said lines and appurtenances shall be constructed so as to interfere as little as possible with the traveling public in its use of the streets, thoroughfares, alleys, sidewalks, bridges, public ways and public places.

SECTION NO. 3

The franchise, privilege, right and authority shall be in full

force and effect for a period of twenty (20) years from the date of the passage of the ordinance granting it.

SECTION NO. 4

The grantee of this franchise shall save the City harmless from any and all liability arising in any way from negligence of the grantee in the erection, maintenance, or operating of said lines and appurtenances.

SECTION NO. 5

The grantee of this franchise shall have the right and privilege to take up such portion or part of any pavement and make such excavation in the streets, thoroughfares, alleys, sidewalks, bridges, public ways and other public places of the City of Coal Run Village, as may be deemed necessary for the construction and maintenance of its lines, wires, or cables, but whenever the grantee of the franchise shall begin the erection of any lines or other equipment, it shall promptly and diligently prosecute the work until completion and leave the streets, thoroughfares, alleys, sidewalks, bridges, public ways and other public places where such work is done in as good condition of repair as before such work was commenced.

SECTION NO. 6

Wherever in this franchise either the City of Coal Run Village or the grantee thereof is referred to, it shall be deemed to include the respective successors and assigns of either, and all rights, privileges, and obligations contained in this franchise shall be binding upon, and inure to the benefit of, the respective successors and assigns of said City and said grantee, whether so expressed or not.

SECTION NO. 7

The grantee of this franchise to be offered for sale may make such rules and regulations, covering the furnishing of said electric energy, as may be fair and reasonable and consistent with the standard practice of the grantee. Said grantee may charge such rates for electric services as shall be fair and reasonable. The said grantee shall render service under said franchise of like quality, that is, adequate, efficient and reasonable, to that now being rendered to said City.

SECTION NO. 8

The consideration paid by the successful bidder for the franchise, privilege, right and authority provided for herein shall be complete compensation and consideration for the sale of said franchise, privilege, right and authority and for the use and occupancy of the streets, thoroughfares, alleys, sidewalks, bridges, public ways and other public places of the City, in lieu of any street of alley rental or of any charge for the use and occupancy of said streets, thoroughfares, alleys, sidewalks, bridges, public ways, or other public places of the City, and in lieu of any pole tax or meter tax.

SECTION NO. 9

This Ordinance granting this franchise shall be accepted by the grantee thereof within sixty (60) days from the date of its passage.

SECTION NO. 10

All Ordinances and parts of Ordinances in conflict herewith, to the extent of such conflict only, are hereby repealed.

SECTION NO. 11

This Ordinance shall be in full force and effect upon its passage by the City Commission.

Commission members moved that the ordinance be adopted, and Commission members seconded said motion, and vote thereupon was taken, with the vote being as follows:

YEAS

Edward Coleman
Rodney K. Smith
J. B. Hoff
Gae B. Ramsey

NAYS

The Mayor thereupon declared the motion carried.

APPROVED, this 9th day of March, 2004.

Phyllis S. Ramsey
MAYOR

ATTEST:

Debra J. Tachett
Clerk

INTRODUCTION and FIRST READING ON Feb 10 2004.
SECOND READING and ADOPTION ON Mar 9 2004.